



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

FENWICK & WEST LLP  
SILICON VALLEY CENTER  
801 CALIFORNIA STREET  
MOUNTAIN VIEW, CA 94041

**COPY MAILED**

**APR 02 2007**

**OFFICE OF PETITIONS**

In re Application of Tom Van Horn et al.	:	
Application No. 09/863,801	:	Decision on Petition
Filing Date: May 22, 2001	:	
Attorney Docket No. 22930-06067	:	

This is a decision on the petition under 37 CFR 1.137(b), filed December 20, 2006, to revive the above-identified application.

The petition is **granted**.

Facts:

A final Office action was mailed December 19, 2005.

A reply was filed February 17, 2006.

An Advisory Action was mailed April 6, 2006.

A reply and request for a two-month extension of time were filed May 11, 2006.

An Advisory Action was mailed September 17, 2006.

Since the reply filed May 11, 2006, was deemed an improper reply to the final Office action, the application became abandoned on June 7, 2006.

The instant petition was filed December 20, 2006.

Discussion:

The instant petition requests revival of the application.

Petitioner has met the requirements to revive the above-identified application pursuant to 37 CFR 1.137(b). Therefore, the petition is granted and the application is revived.

Technology Center Art Unit 3627 will be informed of the instant decision and the application, including the papers filed December 20, 2006, will be further examined in due course.

Telephone inquiries regarding this communication should be directed to Petitions Attorney Steven Brantley at (571) 272-3203.

A handwritten signature in black ink, appearing to read 'Charles Brantley', with a stylized flourish at the end.

Charles Steven Brantley  
Senior Petitions Attorney  
Office of Petitions